

# **2020 JUVENILE JUSTICE VIRTUAL CONFERENCE**

September 24 -25, 2020

Phoenix, Arizona



## **DESTRUCTION OF JUVENILE COURT RECORDS: LAW & MECHANICS OF THE PROCESS**

Presented by:

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**The Honorable Kathleen Quigley**

Judge of the Pima County Superior Court

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## **Destruction of Juvenile Court Records: Law & Mechanics of Process Materials**

1. Outline for Presentation
2. Application for Destruction of Records, Setting Aside Adjudication and/or Restoration of Civil Rights
3. County Attorney Response to Request for Destruction
4. ARS § 8-348
5. ARS § 8-349
6. ARS § 8-249
7. Notice of Important Rights
8. State v. Kosatschenko: a memorandum decision regarding a prohibited possessor. The person lost his right to possess a gun at 13. He was denied a restoration of his gun rights. However, he became a security guard who was permitted to carry a gun.
9. In re Richard G.: a published decision regarding a juvenile who is a prohibited possessor as the result of a misdemeanor offense. The court found that a juvenile can be a prohibited possessor as a result of a misdemeanor offense.
10. In the Matter of Yuma: a published decision that holds a court is not required to specifically inform a child that they have lost their gun rights.
11. State v. Tamez : a memorandum decision that addresses a person's ability to destroy their juvenile record if they have an adult criminal felony that was set aside under §13-907.